

WEBB COUNTY, TEXAS

COMMISSIONERS COURT AGENDA

LOUIS H. BRUNI Webb County Judge (956) 523-4600

FRANK SCIARAFFA Commissioner, Precinct 1 (956) 523-4660

JUDITH G. GUTIERREZ Commissioner, Precinct 2 (956) 523-4624

JERRY GARZA Commissioner, Precinct 3 (956) 523-4625

CINDY CORTEZ BRUNNER Commissioner, Precinct 4 (956) 523-4652

MARGIE IBARRA Webb County Clerk (956) 523-4251

HOMERO RAMIREZ Webb County Attorney (956) 523-4044

LEO FLORES Webb County Auditor (956) 523-4016

DELIA PERALES WEBB COUNTY TREASURER (956)523-4051

PUBLIC NOTICE

COMMISSIONERS COURT MEETING
Webb County Courthouse
1000 Houston Street, 2ND Floor
Laredo, Texas 78040
May 23, 2005 1:00 p.m. and continuing
May 24, 2005
1:00 p.m.

- 1. Call to order by the Honorable County Judge, Louis H. Bruni
- 2. Roll call by the Honorable County Clerk, Margie Ibarra
- 3. Pledge of Allegiance
- 4. Approval of Minutes for April 25, 2005
- 5. Approval of Bills, Payroll and Monthly Reports
- 6. Communications
- 7. Public Comment- This section provides the public the opportunity to address the Commissioners Court on any items on the Agenda. Members of the public wishing to participate must complete a Witness Card specifying which agenda item they wish to comment on. Each public member will be allowed a total of three (3) minutes within which to make any/all public comments.

COURT TO DISCUSS AND ACT ON THE FOLLOWING:

HONORABLE LOUIS H. BRUNI, WEBB COUNTY JUDGE

- **8.** Status report on economic condition of employee's Health Benefit Fund, with discussion and possible action to direct staff to formulate alternative solutions as necessary to maintain a balanced budget, and meet with employee insurance needs.
- **9.** Discussion and possible action to authorize the firms of Winstead, Sechrest, & Minick, P.C. and Estrada & Hinojosa Estrada to proceed with preliminary matters related to the acquisition of CRTC building.
- 10. Report by Economic Development Director and Radio Communications Director regarding federal grant submission, with potential award, for "Interoperability Attainment," and the construction of the new Webb County Radio Tower with discussion and possible action to direct staff as necessary to ensure that the two programs are compatible and that the new equipment and tower to be constructed are consistent with interoperability attainment requirements.
- 11. Status report on retainer agreement with the firm of R.W. Harden & Assoc. for the drilling of a water well on the Carrizo Wilcox Aquifer as part of Webb County's pursuit of a secondary water source, with discussion and possible action to direct staff to take action as necessary to ensure timely commencement of said project.
- **12.** Report by Alexander Payphone Communications, Inc. on financial status of contract Webb County for providing public telephone service to the Webb County Jail, and the furnishing of long-distance telephone cards for sale at the jail commissary.
- 13. Report on recent activity by the Rio Grande Regional River Authority.
- **14.** Status report on the retainer agreement with the law firm of Watt, Beckworth, Thompson, & Henneman, L.L.P. for the recuperation of any damages owed on Webb County oil and gas wells, and oils and gas wells on Webb County school lands.
- **15.** Status report on the Youth Village, with discussion and possible action to direct staff to take action as necessary to ensure timely commencement of the Youth Village Project.

HONORABLE FRANK SCIARAFFA, COMMISSIONER PRECINCT 1

16. Discussion and possible action to transfer \$43,000.00 from fund 627 Series 2001 Interest Income to Fund 679 Series 2001 Construction in Progress J.P. Court South Laredo.

HONORABLE JUDITH G. GUTIERREZ, COMMISSIONER PRECINCT 2

- 17. Discussion and possible action to authorize the Road & Bridge Department to distribute trash cans to the residents of Las Pilas I, Las Pilas II, Pueblo East, Hillside Acres I, Hillside Acres II, Valle Verde, East Gate Acres, Village East, Los Centenarios, Los Arcos, Los Fresnos, Los Nopalitos and Los Mesquites, and that an additional garbage pick-up route be added to the Road & Bridge trash collection routes and trash collection days be designated as Tuesday and Fridays and any other matters incident thereto.
- **18.** Discussion and possible action to transfer \$137,600 from Bond Series 2001, County Morgue to Bond Series 2001, Villa Antigua Border Heritage Museum Project.

HONORABLE JERRY GARZA, COMMISSIONER PRECINCT 3

- **19.** Discussion and possible action to approve a line item transfer from Park Development Pct. 3 Acct. No. 695-6004-8710-3 for \$7,600.00 to Capital Outlay Series 2002 Acct. No. 696-0104-8801 to purchase 1 copy machine for the Economic Development Department.
- **20.** Discussion and possible action to create a Webb County Parks and Recreation Advisory Committee.

COMMISSIONERS COURT

- **21.** Discussion and possible action to set salary of interim road and bridge director commensurate with director salary, and granting County Judge Louis H. Bruni authority to sign all relevant documents.
- **22.** Discussion and possible action to approve, or modify if necessary, and finalize for publication Requests for Qualifications for:

Road and Bridge Superintendent; Management Information Systems Director; and, Community Action Agency Director. 23. Discussion and possible action to hire up to 2 students from Texas A&M International University to do their summer internship with the county. These funds would be taken from account number 001-0101-5005 temporary part time employment. This item is sponsored by Commissioner Jerry Garza.

MEDIA BREAK

COMMUNITY ACTION AGENCY

24. Discussion and possible action to modify slot #1238 Center Aide Rural, from Regular Full-time, with benefits to Temporary Part-time no Benefits. Effective May 24, 2005. Funding comes from Emergency Food & Shelter Program. No impact on General Fund.

CONSTABLE PRECINCT 4

25. Discussion and possible action to authorize the following line item transfer:

From: Dues and Membership 001-2502-6007 \$900.00

To: Equipment Rental 001-2502-6014 \$400.00

Minor apparatus & Tools 001-2502-6224 \$500.00

COUNTY ATTORNEY

26. Discussion and possible action to enter into a five (5) year lease (May 1, 2005 through April 30, 2010) with First Christian Church for approximately 35,760 square feet of unimproved real property situated at 2409 Guerrero Street, in Laredo, Webb County, Texas for use as a Head Start Program Center and authorizing the County Judge to execute any and all relevant documents. [Requested by Head Start Program]

27. Discussion and possible action to enter into a one (1) year (May 23, 2005 through May 22, 2006) subscriber agreement with Autophone of Laredo to provide Nextel Communication Services for one (1) Nextel phone/walkie-talkie radio. The one-time cost of the Nextel radios is NINETY-NINE CENTS (\$0.99) with a total monthly communication air-time service fee for the radio of FORTY-NINE DOLLARS AND FORTY-FIVE CENTS (\$49.45) for a total cost of FIVE HUNDRED AND NINETY-THREE DOLLARS AND FORTY CENTS (\$593.40) over the term of the agreement, and authorizing the county judge to execute all relevant documents. [Requested by Rio Bravo Community Center, Account No. 001-0109-6004 (Telephone)].

DISTRICT ATTORNEY

28. Discussion and possible action to approve a four month extension of the Edward Byrne Memorial Justice Assistance Grant Program (JAG) from the governor's Criminal Justice Division of the Laredo Multi-Agency Narcotics task force Grant the extension will be from June 1, 2005 thru September 30, 2005. Because the Federal Justice Assistance Grant award will be received by the state until later in the summer and to facilitate continued operation, CJD is authorized to extend existing Byrne funding grants through September 30, 2005.

ECONOMIC DEVELOPMENT

- 29. Discussion and possible action to approve a resolution authorizing the submission of a grant application to the Office of Rural Community Affairs for the 2005 Colonia Construction Fund. This grant will provide funding for water improvements in Mirando, Oilton, and Bruni area. (Drilling of one Water Well in each community and related piping). Grant amount not to exceed \$500,000.00, In-kind contribution of \$45,000.00 towards the construction, oversight, existing County Staff time, Rural Water Supply Corporation resources, and fiscal services for this water improvements project.
- 30. Discussion and possible action to amend the Webb County Housing Rehabilitation Guidelines to include new Self-Help Center TCDP Contract Number 724003 and delete closed out TCDP Contract Number 721003. The Housing Rehabilitation Guidelines will conform to the Texas Department of Housing and Community Affairs Office of Colonia Initiative (TDHCA-OCI), Office of Rural Community Affairs (ORCA), Texas Department of Housing and Community Affair-HOME program (TDHCA-HOME) and in compliance with HUD housing regulations. The rehabilitation guidelines will be used by all existing and future housing rehabilitation programs.

ELECTIONS

31. Discussion and possible action to approve and adopt by Resolution and Order Election Systems & Software's ("ES&S") *iVotronic* Direct Record Electronic (DRE) voting system, as recommended by the DRE committee, in order to comply with federal law, "Help America Vote Act" (HAVA). This Direct Record Electronic (DRE) Voting System will be used in conjunction with Webb County's current electronic ("Optical Scan") voting system for all elections conducted in Webb County beginning January 2006.

ENGINEER

- **32.** Discussion and Possible Action Authorizing Change Order No. 3 to Gilbert Texas Construction, Inc. Decreasing the Contract by \$5,785.37 to a total of \$1,867,475.27.
- **33.** Discussion and Possible Action Authorizing Road & Bridge Department to pay the Texas Dept. of Transportation (TXDOT) \$129,395.00 from its fund balance for the construction of nine Off State System Bridges. TXDOT estimates the total cost of the nine bridges to be \$2,940,830.00. The County's share is 4.4 per cent of the total cost.

FACILITIES

34. Discussion and Possible Action to Authorize the following line item transfer:

From: **Administrative Travel**

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001-0106-6011	Training & Education	\$1,500.00
001-0106-6402	Repairs & Maintenance of Equipme	ent \$10,000.00
001-0106-6502	Janitorial Supplies	\$10,000.00
001-0106-6703	Landfill Fees	\$700.00
001-6002-5601	Administrative Travel	\$1000.00
001-6002-6007	Dues & Membership	\$200.00
001-6002-6014	Equipment Rental	\$500.00
001-6002-6202	Uniforms	\$900.00
001-6002-6204	Fuel & Lubricants	\$1,000.00
001-6002-6224	Minor Apparatus &Tools	\$200.00
001-6002-6703	Landfill Fees	<u>\$1,000.00</u>
	Total	\$ 29,000.00
To:		ŕ

Fuel & Lubricants 001-0106-6204 \$5000.00 **Materials & Supplies** \$200.00 001-0106-6205 Repairs & Maintenance of Buildings \$23,800.00 001-0106-6401

> Total \$29,000.00

HEADSTART

35. Discussion and possible action to approve the Head Start Refunding Application for Fiscal Year 2005 - 2006 (September 1, 2005 through August 31, 2006) for a Grand Total of \$9,675,620 (Federal Share = \$7,740,496 and In-Kind = \$1,935,124).

PLANNING

36. Discussion and possible action to grant Final Plat Approval to the Los Corralitos Subdivision under the provisions of Section 364.57 of the Webb County Model Subdivision Rules (subdivisions that occurred prior to September 1, 1989) contingent upon compliance with staff comments as recommended by the Planning Advisory Board on May 12, 2005.

PURCHASING

37. Discussion and possible action for the Commissioners Court to award/reject the following bids:

Bid 2005-60 High & Mighty Builders, LLC \$12,100.00

Re: Alma Gomez

Bid 2005-61 High & Mighty Builders, LLC \$12,650.00

Re: Susan Vela

Bid 2005-62 High & Mighty Builders, LLC \$13,300.00

Re: Maria Romo

38. Discussion and possible action to authorize a payment to Southwestern Bell Communications (SBC) in the amount of \$7,070.00.

39. Discussion and possible action for the Commissioners Court to award/reject the following bids:

Bid 2005-60 Rosa De Leon

Recommendation: Reject due to over the rehab budget and

will be re-bid.

Bid 2005-61 Maria Celis

Recommendation: Reject due to over the rehab budget and

will be re-bid.

Bid 2005-62 Veronica Gonzalez

Recommendation: Reject due to over the rehab budget and will be re-bid

40. Discussion and possible action to award/reject the following bid: sponsored by Commissioner Cindy C. Brunner Pct. 4.

Bid No. 2005-49 One (1) 24 x 64 Sq. Ft. Modular Building for La Ladrillera Re:TXMAS Contract 3-7110160

41. Discussion and possible action to authorize the Purchasing Agent to purchase one (1) 35cpm digital copier in the amount of \$7,600.00 for the Economic Development Department.

ROAD & BRIDGE

42. Discussion and possible action to approve the following line item transfer:

From: 001-7002-6205 – Materials & Supplies \$69,000.00 001-0108-6402 – Equipment Maint \$5,000.00

To: 010-7002-6204 - Fuel & Lube \$66,000.00 010-7002-6014 - Equipment Rental \$3,000.00 001-0108-6224 - Minor Apparatus & Tools \$5,000.00

TREASURER

43. Discussion and possible action to award two year (2005-2007) or four year term (2005-2009) bank depository contract as well as designating bank depository, based on award recommendation by the Webb County Treasurer, for funds belonging to Webb County as well as certain trust and court registry funds held by the Webb County District and County Clerk, and authorizing the County Judge to execute all relevant documents and any matters incident thereto

EXECUTIVE SESSION

- **44.** Discussion and possible action regarding employment grievance filed by former Webb County M.I.S. Director Guillermo Garcia. Closed session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney).
- **45.** Discussion and possible action regarding employment grievance filed by former Larga Vista Community Center Director Francisco Gonzalez, Jr. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]
- **46.** Discussion and possible action regarding employment grievance filed by former Indigent Services Director Alicia H. Medina [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071(Consultation with Attorney) and Section 551.074 (Personnel Matters).
- **47.** Discussion and possible action regarding employment grievance filed by former Webb County Road and Bridge Superintendent Jose Luis Rodriguez. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)].

- 48. Discussion and possible action concerning licensing agreement between Webb County and Laredo International Fair & Exposition, and concerning purported lease agreement between Laredo International Fair & Exposition and Gilbert Texas Construction, L.P. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)].
- 49. Discussion and possible action regarding the recommendation of the Webb County Employee Grievance Committee concerning the grievance of Aurora P. Sauceda, Executive Secretary/ Billings Analyst for the Webb County Treasurer. Executive Session is requested pursuant to Texas Government Code, Title 5, Subchapter D, Sections 551.071 (Consultation with County Attorney) and 551.074 (Personnel Matters).
- 50. Discussion and possible action regarding a delinquent tax suit involving the Camino Columbia toll road Cause No. 2004TXA00446-D1 <u>United Independent School District vs. Camino Columbia, Inc. et.al.</u>, in the 49th Judicial District Court of Webb County, Texas and any matters incident thereto. [Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]
- **51.** Adjournment

The Webb County Commissioners Court hereby reserves the right to go into executive session at any time during this public meeting, if such is requested by the County Attorney or other legal counsel for the County, pursuant to his or her duty under Section 551.071(2) of the Government Code, to consult privately with his or her client on an item on the agenda, or on a matter arising out of such item.

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5 DISABIL	ITY ACCE	SS STAT	TEMENT	J

Persons with disabilities who plan to attend this meeting and who may need auxiliary aid of service such as interpreters for persons who are deaf or hearing impaired, readers, or need large print are requested to contact the court administrator at (956) 523-4622.

DATED THIS DAY OF MAY, 2005.	
By: YOLANDA L. CARRILLO COURT ADMINISTRATOR	
CERTIFICATION OF NOTICE AND POSTING I, the undersigned, County Clerk, do hereby certify that the above notice	ΩÍ

I, the undersigned, County Clerk, do hereby certify that the above notice of meeting of the Webb County Commissioners Court, is a true and correct copy of said notice, and that I posted a true and correct copy of said notice on the bulletin board at the Courthouse door of Webb County, Texas, at a place readily accessible to the general public at all times on the day of, 2005 and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.				
DATED THIS	DAY OF	_, 2005		
COUNTY CLERK, WEBB COUNTY, TEXAS				
BY:				